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December 12, 2019

**By ECF**

Honorable Vincent L. Briccetti  
United States District Court  
Southern District of New York  
300 Quarropas Street, Room 630  
White Plains, NY 10601

RE: *Kuhl v. U.S. Bank National Trust Assoc., etc., et al.*  
Case No. 7:19-cv-08403-VB (S.D.N.Y., filed Sept. 10, 2019)

Dear Judge Briccetti:

We represent Defendant MTGLQ Investors, LP ("MTGLQ") in the above-referenced action. We submit this letter jointly with co-Defendants Rushmore Loan Management Services LLC ("Rushmore") and U.S. Bank Trust National Association solely as Owner Trustee for Legacy Mortgage Asset Trust 2018-GS1 ("U.S. Bank," and together with Rushmore and MTGLQ, the "Defendants") to advise the Court of a situation that has been brought to our attention by a non-party on behalf of Plaintiff Jonathan Kuhl ("Plaintiff").

On December 3, 2019, Defendants' counsel received an e-mail from Don Rosendale, who we understand is Plaintiff's close friend. The e-mail stated that Plaintiff had been injured in a car accident and was hospitalized (see email, attached as Exhibit 1). Since that initial communication, Defendants' counsel and Mr. Rosendale have exchanged e-mails and Plaintiff has been copied on those emails (but has not responded). We have been advised that Plaintiff seeks a two-week extension of the December 18 deadline for Plaintiff to file a joint opposition to Defendants' motions to dismiss and to advise the Court of Plaintiff's current address. (See Dkt. No. 20).

Yesterday, we left a voice mail message for Mr. Kuhl to confirm, but have not yet received a response. Under the circumstances, Defendants do not oppose a two-week extension for Plaintiff to oppose the motions to dismiss due to his physical condition (*e.g.*, until January 3, 2020), and respectfully defer to the Court for decision.

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We thank the Court for its attention to this matter.

Respectfully submitted,

/s/ Lisa A. Herbert

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/s/ Erina Fitzgerald

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*Attorneys for Defendants Rushmore Loan  
Management Services LLC and U.S. Bank Trust  
National Association solely as Owner Trustee  
for Legacy Mortgage Asset Trust 2018-GS1*

Enclosure

cc: Jonathan Kuhl (by ECF and email to jonkuhl1957@yahoo.com)

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